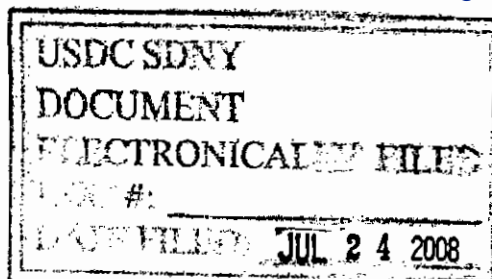




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July 23, 2008

Date Hausman
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MEMO ENDORSED

VIA FACSIMILE

The Honorable Laura T. Swain
United States District Judge
United States District Court for the Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street, Room 755
New York, NY 10007

Re: *Liberty Mutual Insurance Co. v. Fairway Group Holdings Corp. and FW Operating Corp.*
Case No. 07 CV 11415 (LTS) (AJP)

Dear Judge Swain:

We represent Plaintiff Liberty Mutual Insurance Company ("Liberty Mutual") in the referenced matter. We write with the consent of counsel for Defendants Fairway Group Holdings Corp. and FW Operating Corp. ("Fairway") to request a one-month extension for the conference currently scheduled for this Friday, July 25, 2008.

The parties previously sought an extension on June 25, 2008 of the status conference that was scheduled in June to determine whether the underlying action, *Kaufman v. Fairway Operating Corp., et al.*, No. 07 Civ. 7525 (BSJ), would be resolved based upon recent federal legislation clarifying the scope of credit card receipt violations. On June 26, 2008, the Court in the underlying action issued a stipulated order dismissing that action with prejudice. Counsel for Liberty Mutual and Fairway have since been in communication regarding the issue of attorneys fees. The parties seek additional time to determine whether the outstanding issues can be resolved without the Court's involvement.

We will provide the Court with a further update before the next conference.



The Honorable Laura T. Swain
July 23, 2008
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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dale Hausman". The signature is fluid and cursive, with the first name "Dale" and last name "Hausman" clearly distinguishable.

Dale Hausman

cc: Vilia B. Hayes, Esq. (by email)
Michael Twomey, Esq. (by email)

The conference is adjourned
to September 5, 2008, at
11:00AM.

SO ORDERED.

A handwritten signature in black ink, appearing to read "Laura Taylor Swain". The signature is fluid and cursive, with the first name "Laura" and last name "Swain" clearly distinguishable.

7/23/08

LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE